

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE CITY OF NEWBURGH,

Plaintiff(s),

vs.

96 BROADWAY, LLC and
DOUGLAS R. DOLLINGER,

) HON. STEPHEN ROBINSON
)
)

) Case No.: 07CV 6419 (SCR)(MLF)
)
)

) NOTICE OF MOTION FOR DISMISSAL
) OF THE CITY'S COMPLAINT
) PURSUANT TO RCP 12(b)(6)
)
)
)

PLEASE TAKE NOTICE, that upon the Affidavit of Douglas R. Dollinger, Pro Se, duly sworn to on the 19th, day of October 2007; the Exhibits annexed thereto and herein, and upon all of the prior proceedings and pleads the undersigned will move this Court before the Hon. Stephen Robinson at the United States District Courthouse for the Southern District of New York , on the 19th day of November 2007, at 9:30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard for an order:

- 1) pursuant to FRCP 12(b)(6) dismissing the CITY of NEWBURGH's Complaint against DOUGLAS R. DOLLINGER.
- 2) for such other and further relief as to this Court may deem just and proper.

Notice of Motion FRCP 12(b)(6).

Law Office of Douglas R. Dollinger & Associates
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PLEASE TAKE FURTHER NOTICE, that any and all papers to be used in opposition hereto shall be served upon the undersigned at least ten (10) days before the return date hereof.

Dated: Newburgh, New York
October 19, 2007



By: _____
DOUGLAS R. DOLLINGER, Pro Se
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Notice of Motion FRCP 12(b)(6).

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